Mr. V. VEDAVYASACHARYA.—Yes.

Mr. N. S. NANJUNDIAH.—Is it not stated in the judgment passed by two Judges of the High Court that Mr Matthan cannot be deemed to have been elected as a Director ?

The SECRETARY to GOVERNMENT, LAW DEPARTMENT (Mr. H. V. Narayana Rao).—It is not so stated. All that is stated in the judgment is that Mr. Matthan has not paid the necessary stamp duty and asked for a declaration to that effect and so it was wrong on the part of the lower court to have given such a declaration.

Mr. N. S. NANJUNDIAH.—Has it not been stated by the High Court that in this case the Court cannot declare him as a Director duly elected ?

Mr. H. V. NARAYANA RAO.—Yes.

Mr. N. S. NANJUNDIAH.—Did Mr. Justice Abdul Ghani concur with that judgment of the Chief Justice ?

Mr. H. V. NARAYANA RAO.—Yes.

Mr. N. S. NANJUNDIAH.—Did he say the Directors were free to co-opt him as a Director ?

Mr. H. V. NARAYANA RAO.—Yes.

Mr. N. S. NANJUNDIAH.—Has the Bank co-opted Mr. Matthan as a Director ?

Mr. H. V. NARAYANA RAO.—Government are not aware.

Mr. N. S. NANJUNDIAH.—As the authority empowered to approve of the election of the Chairman, have the Government enquired of the Bank, specially because the High Court have not given a declaration, what the Bank proposes to do about the chairmanship ?

Mr. H. V. NARAYANA RAO.—Government are considering that matter.

Entertainment and Re-entertainment of Mr. S. G. Forbes.

Q.—193. **Rao Bahadur N. S. NANJUNDIAH** (Hassan - Urban).—

Will the Government be pleased to state :—

(*a*) (i) when was Mr. Forbes appointed in Mysore service for the first time, and (ii) when was he retired ;

(*b*) when was he re-entertained in service, on what terms and for what period ;

(*c*) how many extensions did he get during both the periods of his service in Mysore ;

(*d*) whether there is any precedent for any retired head of department being re-entertained in the service in the Mysore State ?

A.— **The SECRETARY to GOVERNMENT, ELECTRICAL DEPARTMENT (Mr. M.G. Mehkri).**—

(*a*) (i) 1913.
(ii) 1930.

(*b*) 1936.
(i) Salary—Rs. 2,000 per mensem,
(ii) Term—Two years,
(iii) Leave, and
(iv) T. A. according to the provisions of the Mysore Service Regulations.
(v) Passages— One First Class passage for himself (and for his wife in case she is accompanying him) from America to Bangalore and back.
(vi) Other easements—Not entitled to pension, Provident Fund or any other easement.

(*c*) I period—4 times.
II period—Thrice.

(*d*) None.

Mr. N. S. NANJUNDIAH.— With reference to answer to (*b*), is it a fact that Mr. Forbes was retired for the first time in 1930 ?

Mr. M. G. MEHKRI.— Not retired, but resigned.

Mr. N. S. NANJUNDIAH.— Is it not a fact that before 1913, all the Chief Electrical Engineers were non-Indians ?

Mr. M. G. MEHKRI.—Notice.

Mr. N. S. NANJUNDIAH.—Prior to 1913, was not one Mr. Gibbs the Chief Electrical Engineer ?

Mr. M. G. MEHKRI.—I have heard so.

Mr. N. S. NANJUNDIAH.— After him, except for 4 or 5 years when Mr. Cariappa was Chief Electrical Engineer, was any Indian appointed to that post ?

Mr. M. G. MEHKRI.—Yes, there was Prof. Mowdawala, for instance.

Mr. N. S. NANJUNDIAH.—How long was he in charge of the Department ?

Mr. M. G. MEHKRI.—Notice.

Mr. N. S. NANJUNDIAH.— In 1936, when Mr. Forbes was re-appointed as Chief Electrical Engineer, did he apply for re-appointment or was he invited by the Government themselves to take up the post?

Mr. M. G. MEHKRI.—Government got him because they wanted his services.

Mr. N. S. NANJUNDIAH.— Before they did so, did they advertise the post in order to find out whether any competent Mysoreans or other Indians were available?

Mr. M. G. MEHKRI.— Notice.

Mr. N. S. NANJUNDIAH.— He was appointed on a pay of Rs. 2,000 for a period of 2 years in 1936. What is his pay now?

Mr. M. G. MEHKRI.— Rs. 2,250.

Mr. N. S. NANJUNDIAH.—When was his pay raised to Rs. 2,250?

Mr. M. G. MEHKRI.— Notice.

Mr. PRESIDENT.— The information can be had from the Civil List.

Mr. N. S. NANJUNDIAH.—If possible you may furnish the information from the Civil List.

Mr. PRESIDENT.— Soon after he re-joined our service.

Mr. N. S. NANJUNDIAH.—He re-joined in 1936. Then his pay was Rs. 2,000. Afterwards, he got extension of service three times. When was his pay increased to Rs. 2,250? Was it even before the expiry of his first term of 2 years?

Mr. M. G. MEHKRI.— From March 1937 he has been getting Rs. 2,250.

Mr. N. S. NANJUNDIAH.— In what years was he given these extensions?

Mr. M. G. MEHKRI.— First time 2 years and then one year.

Mr. N. S. NANJUNDIAH.—Then, shall I take it that his services were extended only twice and not thrice?

Mr. M. G. MEHKRI.— So far twice. He has now been given a third extension.

Mr. N. S. NANJUNDIAH.— When was the third extension given?

Mr. M. G. MEHKRI.— About a month back.

Mr. N. S. NANJUNDIAH.— What was the last date fixed for the receipt of questions to be put on the floor of this House?

Mr. M. G. MEHKRI.—Notice.

Mr. N. S. NANJUNDIAH.— Was the extension granted subsequent to that last date or before that?

Mr. M. G. MEHKRI.—Notice.

Mr. N. S. NANJUNDIAH.— Was the recent extension of Mr. Forbes' service given as Chief Electrical Engineer or in any other capacity?

Mr. M. G. MEHKRI.— Now he is Electrical Adviser to Government.

Mr. N. S. NANJUNDIAH.— Shall I take it that he is no longer the Chief Electrical Engineer?

Mr. M. G. MEHKRI.—Yes.

Mr. N. S. NANJUNDIAH.— Until this change was effected, he continued to be the Head of the Electrical Department?

Mr. M. G. MEHKRI.—Yes.

Mr. N. S. NANJUNDIAH.— Is there any Chief Electrical Engineer now?

Mr. M. G. MEHKRI.— There is Mr. Hayath who does all the work of the Chief Electrical Engineer.

Mr. N. S. NANJUNDIAH.— But is there a Chief Electrical Engineer now as such?

Mr. M. G. MEHKRI.—None.

Mr. N. S. NANJUNDIAH.— Now Mr. Forbes is the Electrical Adviser. But when he was the Chief Electrical Engineer, who was giving advice in matters electrical?

Mr. M. G. MEHKRI.— He was our adviser, and we were getting advice from outside also.

Mr. N. S. NANJUNDIAH.— In future, will he have any responsibility for the administration of the Department?

Mr. M. G. MEHKRI.— No.

Mr. N. S. NANJUNDIAH.— What is his present pay, now that he is divested of the administrative responsibility?

Mr. M. G. MEHKRI.— The same as before.

Mr. PRESIDENT.—It is 1 o'clock now. I wish the member will put only the more important questions and close as early as possible.

Mr. N. S. NANJUNDIAH.— As he has no administrative responsibilities here, is he not free to take up any extra work under any other Government or private agency?

Mr. M. G. MEHKRI.—No, he continues to be a whole-time servant of this Government.

Mr. N.S. NANJUNDIAH.—He has been given 7 extensions. Could not the Government have thought of advertising the post of Chief Electrical Engineer in the past or of the Electrical Adviser recently?

Mr. M. G. MEHKRI.— No.

Mr. N. S. NANJUNDIAH.—At least in future, is there any intention of adopting that procedure?

Mr. M. G. MEHKRI.—That is a matter for future consideration.

Mr. N. S. NANJUNDIAH.— In the answer to (*d*), it is stated that there is no precedent for a retired head of department being re-entertained in service. Is it not a fact that Dr. Coleman who had once retired from this service was got back and re-entertained as Director of Agriculture in Mysore?

Mr. M. G. MEHKRI.— I thank the member for the information.

Mr. B. R. PUTTANANJAPPA.—I request the President to allow some more time for this question.

Mr. PRESIDENT.—There is an adjournment motion relating to the same question. But I think it is not in order. So I do not mind allowing another ten minutes for supplementary questions.

Mr. K. CHENGALARAYA REDDY.—On a point of order, Sir. I heard the President say that the adjournment motion is not in order. I do not know why Government should anticipate the adjournment motion before any member raises to ask for leave of the House to move it.

Mr. PRESIDENT.—I am only giving advance information of my ruling by way of indicating the reasons for extending the time allotted for this question.

Mr. K. CHENGALARAYA REDDY.—But before the adjournment motion itself is moved or leave to move it is asked for, is it in order to say that you are going to rule it out? How is an anticipatory ruling called for?

Mr. PRESIDENT.—It is not an anticipatory ruling. It is a decision which I am going to announce very soon. The member need not object to my allowing more time for the question.

Mr. K. CHENGALARAYA REDDY.—I am not objecting to more time being given. But I object to the adjournment motion being anticipated. That is why I raise to a point of order.

Mr. PRESIDENT.—The point of order raised is out of order.

Mr. KHAJI SYED YUSUF SAHEB.—In the course of answering some previous supplementary questions, Government stated that Mr. Hayath is attending to the duties of the Chief Electrical Engineer, but subsequently added that there is no Chief Electrical Engineer.

Mr. M. G. MEHKRI.—Mr. Hayath is not designated as Chief Electrical Engineer. But the work of that post is being attended to by Mr. Hayath.

Mr. KHAJI SYED YUSUF SAHEB.—So, whatever work was being attended to formerly by Mr. Forbes is now attended to by Mr. Hayath?

Mr. M. G. MEHKRI.—Yes, except matters relating to the Jog Project.

Mr. KHAJI SYED YUSUF SAHEB.—In other words, all the work is attended to by Mr. Hayath and the full salary goes to Mr. Forbes.

Mr. M. G. MEHKRI—The salary to be given to Mr. Hayath is under consideration.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—For how many years more have Government decided to keep on Mr. Forbes in Mysore?

Mr. M. G. MEHKRI.—I cannot answer that question.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Have the Government any intention to keep him on until the Jog Project is completed?

Mr. M. G. MEHKRI.—There is no such commitment.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Is it a fact that the advice of Mr. Forbes has not been accepted by Government on the question whether 25-cycle or 50-cycle power should be generated at Jog?

Mr. PRESIDENT.—That question does not arise in this connection.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Did the Government once tell Mr. Forbes that they had no confidence in him and that no more extensions would be given to him?

Mr. M. G. MEHKRI.—No.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Was an explanation called for from Mr. Forbes with regard to certain unauthorised expenditure in connection with the Jog Project?

Mr. M. G. MEHKRI.—That is not a supplementary question.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Mr. Forbes has now been given a third extension by two years and appointed as Electrical Adviser to Government. Does it mean that so far the Government have not had any Adviser?

Mr. M. G. MEHKRI.—There was no such appointment. But Sir Harold N. Colam was Adviser to Government

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Was Sir Harold N. Colam Electrical Adviser to Government, or Secretary?

Mr. M. G. MEHKRI.—He was both.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Were any special enquiries made of Mr. Forbes with regard to the generation of power at Shimsha?

Mr. M. G. MEHKRI.—That is not a supplementary question.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—What were the special reasons justifying the appointment of Mr. Forbes as Electrical Adviser?

Mr. M. G. MEHKRI.—Government thought it necessary to appoint him as such.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Was not anyone else available in Mysore or outside to be appointed to that post?

Mr. M. G. MEHKRI.—That is a matter of opinion.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Were any inquiries made whether anyone else was available?

Mr. M. G. MEHKRI.—No, because Government were satisfied that this officer would do.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Was Mr. Forbes the officer who, as Chief Electrical Engineer, was drawing up all specifications for all the electrical materials required?

Mr. M. G. MEHKRI.—Yes.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—On which officer will that duty devolve in future?

Mr. M. G. MEHKRI.—On his successor in office.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—What then will be the objection to call that successor the Chief Electrical Engineer?

Mr. M. G. MEHKRI.—There is not much in name.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Is it a fact that the duty of drawing up specifications has been taken away from Mr. Hayath and entrusted to Mr. Forbes?

Mr. PRESIDENT.—No.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Is it a fact that all the specifications drawn up by Mr. Forbes are such as to necessitate all orders for materials going only to one particular Company?

Mr. PRESIDENT.—That is not a supplementary question.

Mr. Bhupalam R. CHANDRASEKHARAYYA.—Has that aspect of the question been gone into by the Government at any time?

Mr. PRESIDENT.—That is not a supplementary question,

Mr. Bhupalam R. CHANDRASEKHARAYYA.—What is the age of Mr. Forbes now?

Mr. PRESIDENT.—That comes in in connection with another question.

Mr. HUSSEIN ALI BEIG.—Have the Government come to see that there is something special behind all these supplementary questions?

Mr. M. G. MEHKRI.—It is for the mover of the question to say if that is so.

Mr. HUSSEIN ALI BEIG.—Will the Government take steps to rectify matters at least in future?

Mr. M. G. MEHKRI.—I cannot answer that question.

Mr. A. SRIKANTIAH.—When Mr. Forbes was Chief Electrical Engineer, in whose portfolio was the Electrical Department included?

Mr. M. G. MEHKRI.—In the Dewan's.

Mr. A. SRIKANTIAH.—Just before the appointment of Mr. Forbes as Electrical Adviser, in whose portfolio was it included?

Mr. M. G. MEHKRI.—In that of the Minister for Law.

Mr. HUSSEIN ALI BEIG.—What is the salary of the Minister for Law?

Mr. PRESIDENT.—I think that is not a relevant question.

Mr. V. VENKATASWAMY CHETTY.—As Electrical Adviser to Government, can Mr. Forbes take up any other work under other Governments or Companies also?

Mr. M. G. MEHKRI.—I have already stated that he is a full-time servant of this Government.

Mr. V. VENKATASWAMY CHETTY.—Am I then to take it that he cannot take up any other work?

Mr. M. G. MEHKRI.—Not without the previous permission of the Government.

Mr. Bhupalam R. CHANDRASEKHA RAYYA.—Have the Government come to know that people of the State are not in favour of the service of Mr. Forbes being extended?

Mr. M. G. MEHKRI.—No.

Mr. C. RAMASWAMY CHETTY.—Before taking up appointment as Chief Electrical Engineer in Mysore, was Mr. Forbes working in the General Electric Company of America?

Mr. M. G. MEHKRI.—Notice.

Mr. C. RAMASWAMY CHETTY.—Is it a fact that all materials are being got from that Company?

Mr. M. G. MEHKRI.—That question has been already put and answered.

Mr. MANJAPPA GOWDA.—What is the age of superannuation in the case of officers of technical departments?

Mr. M. G. MEHKRI.—If they are strong enough, they may be retained even up to sixty or seventy years of age.

Mr. MANJAPPA GOWDA.—Is it the opinion of Government that the efficiency and intelligence of Mr. Forbes are increasing with age?

Mr. M. G. MEHKRI.—I am not here to express any opinions.

Mr. MANJAPPA GOWDA.—What is the age of Mr. Forbes now?

Mr. M. G. MEHKRI.—He may be about seventy.

Mr. MANJAPPA GOWDA.—What was the pay of Mr. Forbes in 1913?

Mr. M. G. MEHKRI.—I think he rose from Rs. 750 upward.

Mr. MANJAPPA GOWDA.—When is the period of the present extension of Mr. Forbes to close?

Mr. M. G. MEHKRI.—The extension, I think, is for one year.

Mr. MANJAPPA GOWDA.—Is there any agreement by virtue of which he gets the extension?

Mr. M. G. MEHKRI.—I think it is all regulated by the original agreement.

Mr. MANJAPPA GOWDA.—Does Mr. Forbes bear any relationship to Sir Charles Todhunter?

Mr. PRESIDENT.—I am afraid the member has got it all wrong.

ADJOURNMENT MOTION.

Recent Appointment of Mr. Forbes as Electrical Adviser to Government.

Mr. K. CHENGALARAYA REDDY stated that he and other members of his party had given notice of an adjournment motion that the business of the House be suspended to discuss a question of urgent public interest, namely, the recent appointment of Mr. Forbes as Electrical Adviser to Government and asked for leave of the House to move the same. He said that this was a definite matter of public importance and that therefore the requirements of the rules concerning the adjournment motions had been fully satisfied in this case . . .

The PRESIDENT observed that the member need not make any speech in asking for leave of the House to move the adjournment motion.

Mr. K. CHENGALARAYA REDDY replied that he wanted to make out a case for the motion, so that the President might consider it and then decide whether the adjournment motion should be allowed or not.

The PRESIDENT stated that the merits of the case need not be gone into at that stage.

Mr. CHENGALARAYA REDDY replied that he did not propose to discuss the merits. He merely wanted to show that it was a question of urgent public interest and one of recent origin.